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American Health Foundation



November 6, 1995

**Joseph Cosentino, OSC
Removal Action Branch
Emergency and Remedial Response Division
U.S. Environmental Protection Agency, Region II
2890 Woodbridge Avenue
Edison, New Jersey 08837**

Dear Mr. Cosentino:

On behalf of the American Health Foundation, I am responding to the September 28 communication concerning a request for information related to the Bayonne Barrel & Drum Superfund site.

Our response to the questionnaire is attached. As you will see, we have no record of ever dealing with Bayonne Barrel & Drum. We have examined all of the hazardous waste records that have been maintained by the Foundations' Biohazard Safety Unit, which have been kept from 1978, but have found no documentation indicating any use of, or transaction with, a company by the name of Bayonne Barrel & Drum. Consequently we request that you send us a copy of any evidence that links us to this Superfund site.

I am most grateful for the extension of dead-line to November 15 given for this response.

Yours sincerely,

**Gordon, C. Hard, B.V.Sc., Ph.D., D.Sc.
FRCVS, FRC Path. FA Tox. Sci.
Director of Administration and
Senior Toxicologist**

**cc: Marc Seidenberg, Esq.
Office of Regional Counsel
U.S. Environmental Protection Agency, Region II
290 Broadway, 17th Floor**

464379



**Request for Information Pursuant to Section 104 (e) of CERCLA, 42 U.S.C. § 9604 (e);
Bayonne Barrel & Drum, Superfund Site, 150-154 Raymond Boulevard, Newark, Essex
County, New Jersey**

1. General Information About the Company

- a. **American Health Foundation, EPA I.D. # NYD078722279. Facility address is: 1 Dana Road, Valhalla, New York 10595.**
- b. **A private, not-for-profit 501(c)3 research organization, incorporated in New York State.**
- c. **Ernst Wynder, M.D. is Founder and President, and is located at the New York Executive Office, the address of which is 320 E. 43rd Street, New York, New York 10017. The prospective incoming Chairman of the Board of Trustees is Edward Sweeney, Chairman, Willis Corroon Corporation of New York.**
- d. **American Health Foundation has no subsidiaries or affiliates, nor is it a subsidiary of another organization.**
- e. **American Health Foundation is not a successor to, nor has it been succeeded by, another company. However, the Foundation was first incorporated under the name of "PMX Research Foundation, Inc." in 1965, which was changed to the present title in 1972.**
- f. **American Health Foundation is not in possession of any documentation indicating any form of business transaction with Bayonne Barrel & Drum.**

2. Company's Relationship to Bayonne Barrel & Drum

- a. **American Health Foundation has no documentation to indicate that it transacted any business with Bayonne Barrel & Drum for the disposal, treatment, or storage of any barrels, drums, or other hazardous waste containers. Meticulous records on all hazardous waste disposal activities have been maintained since the program's inception in 1978, as mandated by EPA.**
- b. **See 2a.**

3. The American Health Foundation's Safety Officer, Laura A. Rozycki, assisted in providing information for all of the listed questions. As one of her responsibilities, Ms. Rozycki oversees the hazardous waste disposal program of the Foundation, and has personally ensured adherence to recordkeeping requirements since September, 1987. Her work address is: American Health Foundation, 1 Dana Road, Valhalla, New York 10595; telephone number (914) 789-7142.

4. **Laura A. Rozycki, Safety Officer, has been the only person to be consulted that has knowledge of facts relating to the questions which are the subject of this inquiry.**

Richard M. Klarberg, Esq., previously Executive Vice-President of the Foundation and currently Legal Counsel and Board Member, was also consulted, but had no information to contribute.

5. **The Foundation appears to have no insurance policy or indemnification agreement that might indemnify it against any liability incurred under CERCLA.**
6. **We are not aware of any other agreement or contract that may indemnify the Foundation or its Board of Trustees or Officers.**
7. **We have no further information or documents relevant to this questionnaire other than to provide a list, if requested, of waste disposal companies that we have contracted over the years.**

Contact Person

**Gordon, C. Hard, B.V.Sc., Ph.D., D.Sc.
FRCVS, FRC Path. FA Tox. Sci.
Director of Administration
and Senior Toxicologist
Tel. (914) 789-7122
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CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of New York
County of Westchester

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Dr Gordon C. Hard
NAME (print or type)

Director of Administration
TITLE (print or type)

Gordon C. Hard
SIGNATURE

Sworn to me before this

7th day of November, 1995

[Signature]
Notary Public

MARGARET RYAN
Notary Public, State of New York
No. 4953489
Qualified in Westchester County
Term Expires July 17, 1997